

10/533,628

OKUDP0114US

CERTIFICATE OF MAILING (37 CFR 1.8(a))

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


(Signature of person mailing paper)

October 18, 2005
(Date)

Mark D. Saralino
(Type or print name of person mailing paper)

Attorney Docket No. OKUDP0114US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Applicants: Akihiro ARAI

Group Art Unit: Not Yet Assigned

Serial No.: 10/533,628

Examiner: Not Yet Assigned

Filed: May 2, 2005

Title: OPTICAL HEAD AND OPTICAL DISC DRIVE INCLUDING THE
OPTICAL HEADRESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the "Notification of Missing Requirements under 35 U.S.C. 371..." mailed September 21, 2005, in connection with the above-identified application.

Specifically, the Notice indicates that the translation of the application into English is defective in that the number of claims in the International Application and the number of claims in the translation are not the same.

adjustment date: 01/13/2006 FSMITH
10/25/2005 ATRAN1 00000145 180988 10533628
01 FC:1617 130.00 CR

01/13/2006 FSMITH 00000002 180988 10533628
02 FC:1618 30.00 DA 100.00 OP

Applicants wish to point out initially that the present application was filed with a Preliminary Amendment. In the Preliminary Amendment, the claims were amended to introduce new claims 7-23. As was noted on page 14 of 14 in the Preliminary Amendment, the amendment to the claims were incorporated into the application as filed in order to facilitate publication of the amended claims. Accordingly, the current translation of the application into English is correct (e.g., the number of claims in the International Application and the number of claims in the translation are the same) when taking into account the Preliminary Amendment.

In the event the USPTO prefers to have a translation of the entire application with the original claims not encompassing the Preliminary Amendment, enclosed is a copy of such application marked as "original".

Since the current translation of the application as filed was correct in view of the Preliminary Amendment, applicants do not believe a processing fee is required. However, should the Patent Office feel otherwise, the Commissioner is authorized to charge the Deposit Account No. 18-0988 for any additional fees due, Our Order No. OKUDP0114US.

If there are any additional fees they can be charged to Deposit Account No. 18-0988. Any overpayment can be credited to Deposit Account No. 18-0988.

10/25/2005 ATRAN1 00000145 180988 10533628
01 FC:1617 130.00 DA

Respectfully submitted,

RENNER, OTTO, BOISSELLE & SKLAR, LLP



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www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/533,628	Akihiro Arai	OKUDP0114US

INTERNATIONAL APPLICATION NO.
PCT/JP03/14081

I.A. FILING DATE	PRIORITY DATE
11/04/2003	11/07/2002

43076
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CONFIRMATION NO. 6325
371 FORMALITIES LETTER



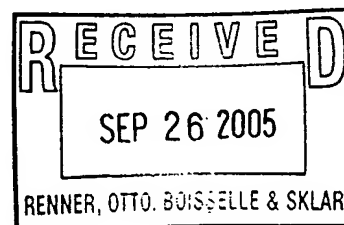
OC000000017045454

Date Mailed: 09/21/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/02/2005
- Copy of the International Search Report filed on 05/02/2005
- Preliminary Amendments filed on 05/02/2005
- Information Disclosure Statements filed on 05/02/2005
- Oath or Declaration filed on 05/02/2005
- Request for Immediate Examination filed on 05/02/2005
- U.S. Basic National Fees filed on 05/02/2005
- Priority Documents filed on 05/02/2005

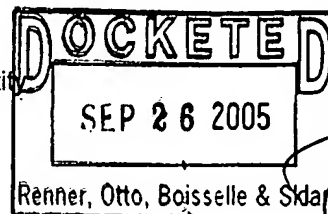


The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. The current translation of the application into English is defective as described below. Note a processing fee will be required if submitted later than 30 months from the priority date.
 - The number of claims in the International Application and the number of claims in the translation are not the same.
 - Need claims 1-6 as filed
- Processing fee for providing the translation of the application and/or the Annexes later than 30 months from the priority date (37 CFR 1.492(i)).

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity



11/21/05

- \$130 for English translation surcharge required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

FREDERICK SMITH

Telephone: (703) 308-9140 EXT 210

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/533,628	PCT/JP03/14081	OKUDP0114US